

hjh

ORIGINAL

Decision No. 75419

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application to Transfer Operative
Rights of Watts-Compton Improvement
Association (Transferor) to Watts
Labor Community Action Committee
(Transferee).

Application No. 50810
(Filed January 9, 1969)

O P I N I O N

Watts-Compton Improvement Association requests authority to transfer and Watts Labor Community Action Committee requests authority to acquire operative rights authorizing operations as a passenger stage corporation.

The operative rights were granted by Decisions Nos. 73825 and 73902 in Application No. 50025; Decision No. 75079 in Application No. 50638 and Decision No. 75267 in Application No. 50738. Said rights authorize the transportation of passengers between the south central area of the City of Los Angeles, on the one hand, and certain industrial areas in Los Angeles and Orange Counties, on the other hand. The proposed transfer involves no cash consideration.

Watts Labor Community Action Committee, a nonprofit corporation, has entered into an agreement with the Business and Transportation Agency of the State of California whereby it agrees to provide transportation between points in South-Central Los Angeles and employment locations which are not adequately served by existing facilities and to provide other essential and unmet transportation needs of South-Central Los Angeles low-income area residents. The state agency has agreed to underwrite the expenses incurred up to an amount of \$70,000 from funds made available under a federal grant.

It is alleged that because of commitments to other community improvement projects, applicant transferor finds it difficult to devote the time and staff necessary to administer the transportation services and that applicant transferee has the facilities and staff to continue the services as required.

After consideration the Commission finds that the proposed transfer would not be adverse to the public interest. A public hearing is not necessary. The order which follows will provide for, in the event the transfer is consummated, the revocation of the certificate presently held by Watts-Compton Improvement Association and the issuance of a certificate in appendix form to Watts Labor Community Action Committee.

Watts Labor Community Action Committee is hereby placed on notice that operative rights, as such, do not constitute a class of property which may be capitalized or used as an element of value in rate fixing for any amount of money in excess of that originally paid to the State as the consideration for the grant of such rights. Aside from their purely permissive aspect, such rights extend to the holder a full or partial monopoly of a class of business over a particular route. This monopoly feature may be modified or canceled at any time by the State, which is not in any respect limited as to the number of rights which may be given.

C R D E R

IT IS ORDERED that:

1. On or before December 1, 1969, Watts-Compton Improvement Association may sell and transfer, and Watts Labor Community Action Committee may purchase and acquire, the operative rights referred to in the application.

2. Within thirty days after the consummation of the transfer herein authorized, Watts Labor Community Action Committee shall notify the Commission, in writing, of that fact and within said period shall file with the Commission a true copy of any bill of sale or other instrument of transfer which may be executed to effect said transfer.

3. Watts-Compton Improvement Association shall amend or reissue the tariffs and timetables on file with the Commission, naming rates and rules governing the common carrier operations herein to show that Watts-Compton Improvement Association has withdrawn or canceled, and Watts Labor Community Action Committee has adopted or established, as its own, said rates and rules. The tariff and timetable filings shall be made effective not earlier than ten days after the effective date of this order on not less than ten days' notice to the Commission and the public, and the effective date of the tariff and timetable filings shall be concurrent with the consummation of the transfer herein authorized. The tariff and timetable filings made pursuant to this order shall comply in all respects with the regulations governing the construction and filing of tariffs and timetables set forth in the Commission's General Orders Nos. 79 and 98-A. Failure to comply with and observe the provisions of General Orders Nos. 79 and 98-A may result in a cancellation of the operating authority granted by this decision.

4. On or before the end of the third month after the consummation of the transfer as herein authorized, Watts Labor Community Action Committee shall cause to be filed with the Commission, in such form as the Commission may prescribe, an

annual report, or reports, related to the operations of the seller for the period commencing with the first day of the current year to and including the effective date of the transfer.

5. In the event the transfer authorized in paragraph 1 hereof is consummated, a certificate of public convenience and necessity is granted to Watts Labor Community Action Committee, a corporation, authorizing it to operate as a passenger stage corporation, as defined in Section 226 of the Public Utilities Code, between the points and over the routes particularly set forth in Appendix A attached hereto and made a part hereof.

6. The certificate of public convenience and necessity granted in paragraph 5 of this order shall supersede the certificate of public convenience and necessity granted by Decisions Nos. 73825 and 73902 in Application No. 50025; Decision No. 75079 in Application No. 50638 and Decision No. 75267 in Application No. 50738, which certificates are revoked effective concurrently with the effective date of the tariff filings required by paragraph 3 hereof.

7. In providing service pursuant to the certificate herein granted, applicant shall comply with and observe the following service regulations. Failure so to do may result in a cancellation of the operating authority granted by this decision.

- (a) Within thirty days after the effective date hereof, applicant shall file a written acceptance of the certificate herein granted. Applicant is placed on notice that, if it accepts the certificate of public convenience and necessity herein granted, it will be required, among other things, to comply with and observe the safety rules of the California Highway Patrol, the rules and other regulations of the Commission's General Order No. 98-A and insurance requirements of the Commission's General Order No. 101-C.

- (b) Applicant shall maintain its accounting records on a calendar year basis in conformance with the applicable Uniform System of Accounts or Chart of Accounts as prescribed or adopted by this Commission and shall file with the Commission, on or before March 31 of each year, an annual report of its operations in such form, content, and number of copies as the Commission, from time to time, shall prescribe.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 11th
day of MARCH, 1969.

Augustine
President

Richard P. Morrissey

J. H. Johnson

Thomas M. Brown
Commissioners

MJO

Appendix A WATTS LABOR COMMUNITY ACTION COMMITTEE Original Page 1
(A corporation)

CERTIFICATE
of
PUBLIC CONVENIENCE AND NECESSITY

Showing passenger stage operative rights, restrictions,
limitations, exceptions, and privileges applicable
thereto.

All changes and amendments as authorized by the Public
Utilities Commission of the State of California will be
made as revised pages or added original pages.

Issued by California Public Utilities Commission.

Decision No. 75419, Application No. 50810.

SECTION 1. GENERAL AUTHORIZATIONS, RESTRICTIONS,
LIMITATIONS AND SPECIFICATIONS

The Watts Labor Community Action Committee, by the certificate of public convenience and necessity granted in the decision noted in the margin, is authorized to transport passengers between the Avalon-South Central Los Angeles Area, on the one hand, and the areas or locations as hereinafter described in Section 2, on the other hand, subject to the following conditions and restrictions:

- (a) Passengers shall be transported only between points within the Avalon-South Central Los Angeles Area, on the one hand, and points within the areas or locations described in Section 2, on the other hand.
- (b) No passengers shall be transported whose origin and destination are both within the Avalon-South Central Los Angeles Area or within one or more of the areas as described in Section 2.
- (c) No passengers shall be picked up or discharged at intermediate points outside the Avalon-South Central Los Angeles Area or the areas and locations as described in Section 2.
- (d) All passengers transported shall be bona fide employees of industries located within the areas or at locations described in Section 2, or persons seeking employment at such industries.
- (e) Passenger stage services shall be operated only at times required to meet employee shift changes at the industries served and at other times when necessary to transport persons seeking employment at said industries.
- (f) Industries to be served in the Torrance, Santa Monica, Burbank, City of Commerce, West San Fernando Valley, Van Nuys, East Pasadena, and City of Industry industrial areas, as described hereinafter in Section 2, shall be restricted to those industries within said areas to be named in tariffs which shall be filed prior to the establishment of service.

Issued by California Public Utilities Commission.

Decision No. 75419, Application No. 50810.

SECTION 2. DESCRIPTION OF AREAS AND LOCATIONS

(a) Avalon-South Central Los Angeles

Commencing at the intersection of Vermont Avenue and Slauson Avenue, thence along Slauson Avenue, 4th Avenue, Exposition Boulevard, Figueroa Street, Jefferson Boulevard, San Pedro Street, Olympic Boulevard, Alameda Street, Rosecrans Avenue, and Vermont Avenue to Slauson Avenue.

(b) Pomona

Commencing at the intersection of Fifth Avenue and Hamilton Boulevard (Pomona), thence along Hamilton Boulevard, Holt Avenue, and Valley Boulevard to Grand Avenue (Walnut), thence along an imaginary line to the intersection of Brea Canyon Road and Sunset Crossing Road, thence via Brea Canyon Road and Fifth Avenue to Hamilton Boulevard.

(c) Fullerton

Commencing at the intersection of Orangethorpe Avenue and State College Boulevard (Fullerton), thence along Orangethorpe Avenue and Stanton Avenue to Malvern Avenue, thence along an imaginary line easterly to the intersection of Virginia Road and State College Boulevard, thence along State College Boulevard to Orangethorpe Avenue.

(d) Long Beach (Douglas Aircraft Plant), at the intersection of Lakewood Boulevard and Carson Street, City of Long Beach.(e) Harbor General Hospital, at the intersection of Carson Street and Vermont Avenue, City of Los Angeles.(f) Torrance

Commencing at the intersection of 190th Street and Hawthorne Boulevard (Torrance), thence along Hawthorne Boulevard, Del Amo Boulevard (prolonged easterly to

Issued by California Public Utilities Commission.

Decision No. 75419, Application No. 50810.

SECTION 2. - Continued

Maple Avenue), Maple Avenue, Maricopa Street, Crenshaw Boulevard, Dominguez Street (prolonged easterly to Van Ness Avenue), Van Ness Avenue, Border Avenue, Carson Street, Western Avenue, 203rd Street, Denker Avenue, Torrance Boulevard, Normandie Avenue, 204th Street (prolonged easterly to Harbor Freeway), Harbor Freeway, 190th Street to Hawthorne Boulevard.

Also: Commencing at the intersection of Hawthorne Boulevard and Lomita Boulevard, City of Torrance, along Lomita Boulevard to Crenshaw Boulevard.

(g) Santa Monica

Commencing at the intersection of Colorado Avenue and Lincoln Boulevard (Santa Monica), thence along Colorado Avenue, 20th Street, Broadway, 26th Street, Colorado Avenue, Idaho Avenue, Bundy Drive, Pico Boulevard, Santa Monica Freeway, and Lincoln Boulevard to Colorado Avenue.

Also: Douglas Plant on 3000 Ocean Park Boulevard and Lear Siegler, 3171 S. Bundy Drive, City of Santa Monica.

(h) City of Commerce

Commencing at the intersection of Telegraph Road and Slauson Avenue, thence along Telegraph Road, Garfield Avenue, Ferguson Drive, Gerhart Avenue, Olympic Boulevard, Goodrich Boulevard, Telegraph Road, Long Beach Freeway, East 26th Street, Downey Road, Bandini Boulevard, Long Beach Freeway, Randolph Street, Garfield Avenue, Cage Avenue, and Slauson Avenue to Telegraph Road.

(i) West San Fernando Valley

Commencing at the intersection of Ventura Freeway and DeSoto Avenue, thence along Ventura Freeway, Topanga Canyon Boulevard, Sherman Way, and DeSoto Avenue to Ventura Freeway.

Also, along Fallbrook Avenue between Roscoe Boulevard and Chatsworth Reservoir.

Issued by California Public Utilities Commission.

Decision No. 75419, Application No. 50810.

SECTION 2. - Continued

Also, commencing at the intersection of Reseda Boulevard and Parthenia Street, thence along Parthenia Street, Topanga Canyon Boulevard, Lassen Street and Reseda Boulevard to Parthenia Street.

(j) Van Nuys

Commencing at the intersection of Sherman Way and Balboa Boulevard, thence along Sherman Way, Lankershim Boulevard, Roscoe Boulevard, Hayvenhurst Avenue, Parthenia Street and Balboa Avenue to Sherman Way.

(k) East Pasadena

Along Foothill Boulevard between Daisy Street and Sierra Madre Villa Avenue, and along Sierra Madre Villa Avenue between Foothill Boulevard and Orange Grove Avenue, City of Pasadena.

(l) Cities of El Segundo and Redondo Beach

Service to and from these cities shall be limited to passengers destined to or originating at the T-R-W Systems plants located in said cities.

(m) City of Industry

Commencing at the intersection of Valley Boulevard and Lemon Avenue, thence along Valley Boulevard, Hacienda Boulevard, Nelson Avenue, Vineland Avenue, Amar Road, Temple Avenue, Valley Boulevard, 5th Avenue, Salt Lake Avenue, Turnbull Canyon Road, Gale Avenue, Azusa Avenue, Pomona Freeway, Nogales Avenue, Walnut Drive and Lemon Avenue to Valley Boulevard.

(n) Flair Industrial Park

Commencing at the intersection of Rosemead Boulevard and San Bernardino Freeway, thence along San Bernardino Freeway, Rio Hondo Channel and Rosemead Boulevard to the point of beginning.

Issued by California Public Utilities Commission.

Decision No. 75419, Application No. 50810.

(o) Burbank

Commencing at the intersection of Victory Boulevard and Burbank Boulevard, thence along Victory Boulevard, Vine-land Avenue, Sunland Boulevard, San Fernando Road, San Fernando Boulevard and Victory Place to Victory and Burbank Boulevards.

(p) Long Beach Naval Shipyard

On Seaside Boulevard (Terminal Island), City of Long Beach.

SECTION 3. ROUTE DESCRIPTIONS

The Watts Labor Community Action Committee shall conduct said passenger stage operations between the Avalon-South Central Los Angeles Area and the industrial areas or locations as described over and along the most direct or appropriate route or routes.

Issued by California Public Utilities Commission.

Decision No. 75419, Application No. 50810.